IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

(Special Original Jurisdiction)

Thursday, the Second Day of September, Two Thousand and Four

Present :

The Hon'ble Mr.Justice J.CHELAMESWAR

W.P.No.22611 of 1994

Between :

1. A.Sankaranarayana Sarma,

S/o Sri Ramaratna Sarma,

Aged : About 44 years,

working as Secretary, Primary

Agricultural Cooperative Society,

Tanakal, Anantapur District

2. S.Md.Ayub Saheb, S/o Sattar,

Aged : About 45 years,

Working as Secretary,

Primary Agricultural Cooperative

Society, Gajukuntapalli

3. G.Raja Reddy, S/o Subbireddy,

Aged : About 40 years, Working as

Secretary, Primary Agricultural

Cooperative Society, Thummala,

Anantapur District

4. P.Narasimha Reddy,

S/o Narayana Reddy,

Aged : About 45 years, working as

Secretary, Primary Agricultural Cooperative

Society, K.Battalapalli, Anantapur District

5. K.Suryanarayana Reddy,

S/o Chinna Venkatareddy,

Aged : About 40 years,

Working as Secretary,

Primary Agricultural Cooperative

Society, N.P.Kunta .. Petitioners

And

1. The Commissioner and Registrar of

Cooperative Societies, Government of

Andhra Pradesh, Hyderabad

2. The Government of Andhra Pradesh,

represented by its Secretary,

Food and Agriculture (Coop.III) Dept.,

Hyderabad

3. The Anantapur Dist. Coop. Central Bank

rep. by its General Manager, Anantapur .. Respondents

Petition under Article 226 of the Constitution of India to issue an appropriate Writ, order or direction particularly one in nature of WRIT OF MANDAMUS, declaring the action of the respondents in not filling up the 20 vacancies fallen vacant as on 31.3.1987 and subsequent vacancies in Cadre-V, earmarked for the Secretaries working in the Primary Agricultural Coop. Societies as illegal and contrary to G.O.Rt.No.1271, Food and Agriculture (Coop.III) Department, dated 8.8.1986 and further direct the respondents to appoint the petitioners herein in Cadre-V posts in the 3rd respondent Bank forthwith; and pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the petitioner : Mr.A.Prabhakar Sarma

Counsel for the respondents No.1 & 2 : Govt. Pleader for Cooperatives

Counsel for the respondent No.3 : None appeared.

The Court made the following **ORDER :**

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The writ petition is filed with the prayer as follows :

> "For the reasons stated in the accompanying affidavit the petitioners herein pray that this Hon'ble Court may be pleased to issue an appropriate Writ, order or direction particularly one in nature of WRIT OF MANDAMUS, declaring the action of the respondents in not filling up the 20 vacancies fallen vacant as on 31.3.1987 and subsequent vacancies in Cadre-V, earmarked for the Secretaries working in the Primary Agricultural Coop. Societies as illegal and contrary to G.O.Rt.No.1271, Food and Agriculture (Coop.III) Department, dated 8.8.1986 and further direct the respondents to appoint the petitioners herein in Cadre-V posts in the 3rd respondent Bank forthwith; and pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

The issue is no more *res integra* and covered by a judgment in **A.P.State Cooperative Societies Secretaries and Employees Union v. Government of**

Andhra Pradesh. Following the said judgment, the writ petition is dismissed.

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knk 02.09.2004

To

1. The Commissioner and Registrar of

Cooperative Societies, Government of

Andhra Pradesh, Hyderabad

2. The Government of Andhra Pradesh,

represented by its Secretary,

Food and Agriculture (Coop.III) Dept.,

Hyderabad

3. The Anantapur Dist. Coop. Central Bank

rep. by its General Manager, Anantapur

4. 2 CD copies.

5. 2 CCs to G.P. for Cooperation, High Court Buildings, Hyderabad (OUT).